

UNITED STATES DISTRICT COURT FOR THE  
SOUTHERN DISTRICT OF FLORIDA  
MIAMI DIVISION

Case Number: 22-20990-CIV-MARTINEZ

PAUL MONTERO,

Plaintiff,

v.

PORTFOLIO RECOVERY ASSOCIATES,  
LLC,

Defendant.

**ORDER STAYING CASE**

**THIS CAUSE** came before the Court upon the Unopposed Motion to Stay Pending *En Banc* Review. (ECF No. 4). Plaintiff brings a claim under the Fair Debt Collection Practices Act, 15 U.S.C. § 1692c(b). (ECF No. 1-1). The question about whether claimants have Article III standing to bring a claim under section 1692c(b), however, is pending before the Eleventh Circuit's en banc rehearing of *Hunstein v. Preferred Collection & Mgmt. Servs., Inc.*, 17 F.4th 1016 (11th Cir. 2021). After careful consideration, it is

**ORDERED AND ADJUDGED** as follows:

1. The Unopposed Motion, (ECF No. 4), is **GRANTED**.
2. This case is **STAYED** pending the Eleventh Circuit's opinion after rehearing en banc of *Hunstein v. Preferred Collection & Mgmt. Servs., Inc.*, 17 F.4th 1016 (11th Cir. 2021).
3. The Parties shall file a joint status report **within seven days** of the issuance of an opinion in *Hunstein*.
4. This case is **CLOSED for administrative purposes**. All pending motions are **DENIED as moot**. This shall not affect the substantive rights of the parties.

DONE and ORDERED in Chambers at Miami, Florida this 12 day of April, 2022.

  
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JOSE E. MARTINEZ  
UNITED STATES DISTRICT JUDGE

Copies provided to:  
All counsel of record